

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

NEGROTTO et al.

APPL. 10/580,596

FILED: May 25, 2006

FOR: Insect Resistant Cotton Plants and Methods of
Detecting the Same

Confirmation No. 1729

ART UNIT: 1638

EXAMINER: Kubelik, A.

ATTY DOCKET: 70325USPCT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT and
SECOND PRELIMINARY AMENDMENT

Commissioner:

In response to the Office Action mailed November 11, 2007, Applicant elects to prosecute Group I (claims 1-4 and 9-12), without traverse. However, Applicant respectfully requests that SEQ ID NO: 2 be rejoined with Group I and that SEQ ID NO: 1 and SEQ ID NO: 2 are searched concurrently. Applicant reserves the right under 25 U.S.C. §121 to prosecute the subject matter of the non-elected inventions in timely-filed divisional applications.

Applicant believes that no fees are required with this submission. However, if the Commissioner determines that fees are required, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-1744 in the name of Syngenta Biotechnology, Inc.

Applicant respectfully requests that the above-captioned application be amended as follows in advance of prosecution.